
STATUTORY INSTRUMENTS

1982 No. 895 (C.24)

PETROLEUM GAS

**The Oil and Gas (Enterprise) Act 1982
(Commencement No. 1) Order 1982**

Made - - - - 30th June 1982

The Secretary of State, in exercise of his powers under section 38(2) of the Oil and Gas (Enterprise) Act 1982, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Oil and Gas (Enterprise) Act 1982 (Commencement No. 1) Order 1982.
2. The provisions of the Oil and Gas (Enterprise) Act 1982 specified in Schedule 1 hereto shall come into force on 2nd July 1982.
3. The provisions of the Oil and Gas (Enterprise) Act 1982 specified in Schedule 2 hereto shall come into force on 23rd July 1982.

30th June 1982

Nigel Lawson
Secretary of State for Energy

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SCHEDULE 1

Article 2

Provisions coming into force on 2nd July 1982.

<i>Provisions of the Act</i>	<i>Subject matter of provision</i>
Section 1.	Powers of disposal of the British National Oil Corporation.
Section 2.	Provisions supplementary to section 1.
Section 3.	Powers of the Secretary of State as respects disposals by the Oil Corporation.
Section 9.	Powers of disposal of the British Gas Corporation.
Section 10.	Provisions supplementary to section 9.
Section 11.	Powers of the Secretary of State as respects disposals by the Gas Corporation.
Section 32.	Provisions as to regulations, orders, etc.
Section 33.	Stamp duty.
Section 35.	Financial provisions.
Section 36.	General interpretation.
Section 38.	Short title, commencement and extent.
Schedule 1.	Provisions as to transfers of property, rights and liabilities.

SCHEDULE 2

Article 3

Provisions coming into force on 23rd July 1982.

<i>Provisions of the Act</i>	<i>Subject matter of provisions</i>
Section 18.	Amendment of enabling powers etc. in the Petroleum (Production) Act 1934.
Section 29.	Northern Ireland and Isle of Man shares of petroleum revenue.

EXPLANATORY NOTE

This Order brings into force on 2nd July 1982 those provisions of the Oil and Gas (Enterprise) Act 1982 which are to be implemented forthwith. It also prescribes 23rd July 1982 as the date of coming into force of certain other provisions.

The provisions which will come into force on 2nd July 1982 are as follows:—

- (a) sections 1–3: these sections enable the British National Oil Corporation to provide for the disposal of shares of an equity oil subsidiary (being a subsidiary of the Oil Corporation

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which has as its principal object searching and boring for and getting petroleum), and as part of that process to establish subsidiaries and to make schemes for the transfer of property, rights and liabilities between the Oil Corporation and its subsidiaries. They further enable the Secretary of State to direct the Oil Corporation to exercise its powers under sections 1 and 2, and confer further powers on the Secretary of State for use in that connexion;

- (b) sections 9–11: these sections enable the British Gas Corporation to provide for the disposal of shares of its subsidiaries, of the whole or any part of the undertaking of its subsidiaries, or of any part of its undertaking. They further provide for the Gas Corporation, as part of that process, to be able to establish subsidiaries and to make schemes for the transfer of property, rights and liabilities between itself and its subsidiaries. They also enable the Secretary of State to direct the Gas Corporation to exercise its powers under sections 9 and 10, and confer further powers on the Secretary of State for use in that connexion;
- (c) sections 32 and 33: section 32 makes provision for the subordinate legislation which may be made under the Act, and imposes a duty on the Oil and Gas Corporations to comply with directions given under the Act. Section 33 gives exemption from stamp duty for certain instruments and acts in connexion with disposals as mentioned in sections 2 and 10;
- (d) sections 35 and 36: section 35 contains general provisions for expenditure and receipts under the Act. Section 36 contains definitions of words and phrases used in the Act;
- (e) section 38: this section states the short title, provides for the bringing into force of the Act, and defines its extent; and
- (f) Schedule 1: this Schedule contains provisions relating to property, rights and liabilities transferred by schemes made under section 2 or section 10 of the Act.

The provisions which will come into force on 23rd July 1982 are as follows:—

- (a) section 18: this section amends sections 1 and 2 of the Petroleum (Production) Act 1934, and clarifies the categories of petroleum which are subject to the vesting provisions of section 1, and the licensing provisions of section 2, of that Act; and
- (b) section 29: this section provides that, for the purposes of calculating the shares of continental shelf petroleum licence revenue payable to the Northern Ireland and Isle of Man authorities under the Miscellaneous Financial Provisions Act 1968, the licence revenue shall be taken to include the proceeds of sale of petroleum delivered to the Secretary of State in kind, subject to the deduction of certain expenses.